

CUSTOMER NUMBER 25268

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Christopher Toly Attorney Docket No: SIMU0008
Serial No: 10/672,274 Group Art Unit: 3714
Filed: September 24, 2003 Examiner: Hadizonooz, Banafsheh
Confirmation No. 9373
Title: LAPAROSCOPIC AND ENDOSCOPIC TRAINER INCLUDING A
DIGITAL CAMERA

REQUEST FOR REFUND

Bellevue, Washington 98004

December 27, 2007

TO THE COMMISSIONER FOR PATENTS:

On November 21, 2007, applicant filed an Amendment with a Request for Continued Examination (RCE) and a request for a three (3) month extension of time, in response to a *non-final* Office Action. The fees were charged to a credit card at the time of filing the response. On December 4, 2007, the U.S. Patent and Trademarks Office notified applicant that the Request for Continued Examination was improper because it does not apply to an application unless prosecution in the application is closed, which, in this matter, it was not.

Applicant hereby requests a refund of the RCE fee in the amount of \$405.00, as the Request for Continued Examination was clearly submitted in error.

Respectfully submitted,

/mike king/
Michael C. King
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